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15 **UNITED STATES DISTRICT COURT**

16 **FOR THE DISTRICT OF NEVADA**

17 CHRISTOPHER NELSON, on behalf of
18 himself and all others similarly situated,

19 Plaintiff,

20 vs.

21 WAL-MART ASSOCIATES, INC. and DOES
22 1 through 50, inclusive,

23 Defendant(s).

24 Case No.: 3:21-cv-00066-MMD-CLB

25 **STIPULATION AND ORDER TO EXTEND
26 TIME TO FILE MOTION FOR
27 CIRCULATION OF NOTICE PURSUANT
28 TO 29 U.S.C. § 216(b) AND TO EXTEND
DEADLINE FOR FED. R. CIV. P. RULE 23
CLASS CERTIFICATION**

29 *(Second Request)*

30 Pursuant to Local Rules IA 6-1, IA 6-2 and LR 7-1, Defendant Wal-Mart Associates, Inc.
31 (“Defendant”) and Plaintiff Christopher Nelson (“Plaintiff”) hereby request an extension of time for
32 Plaintiff to file his Motions for (1) Conditional and Collective Class Action Certification and for the
33 related deadlines thereto; and (2) Fed. R. Civ. P. Rule 23 Class Certification.

34 The first request for an extension was made on August 27, 2021 (ECF No. 33) and was
35 granted on August 30, 2021 (ECF No. 34). Good cause exists to extend the briefing schedule a
36 second time as the parties are continuing to participate in written discovery and Plaintiff has granted
37 Defendant a second corresponding extension of time to respond to written discovery.

1 The current deadline for filing the Motion for Conditional and Collective Class Action
 2 Certification is September 22, 2021 with responses due October 22, 2021 and replies due November
 3 8, 2021. (ECF No. 34). The parties are requesting a thirty (30) day extension of these deadlines.
 4 Accordingly, the new deadline for filing the Motion for Conditional and Collective Class Action
 5 Certification would be October 22, 2021, responses would be due November 22, 2021 and replies
 6 would be due December 8, 2021.

7 The current deadline for filing the Motion for Fed. R. Civ. P. Rule 23 Class Certification is
 8 December 3, 2021 with responses due January 3, 2022 and replies due January 17, 2022. The parties
 9 are requesting a thirty (30) day of extension of these deadlines. Accordingly, the new deadline for
 10 filing the Motion for Fed. R. Civ. P. Rule 23 Class Certification would be January 3, 2022, responses
 11 would be due February 2, 2022 and replies would be due February 16, 2022.

12 This Stipulation is made in good faith and is not intended for purposes of delay.

13 DATED this 20th day of September, 2021. DATED this 20th day of September, 2021.

14 THIERMAN BUCK LLP

16 /s/ *Joshua R. Hendrickson*

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23 ORDER

24 IT IS SO ORDERED.



26 UNITED STATES MAGISTRATE JUDGE

27 September 20, 2021

28 DATED